| (Official Form +) 4044315-09186 Doc 1 | Filed 03/16/15 | Entered 03/10 | 6/15 10:56:56 | Desc Main | |
|--|-------------------------------------|---|---|--|--|
| United States Bankru | PT Di Geument | Page 1 of 10 | VOLI | UNTARY PETITION | |
| Name of Debtor (if individual, enter Last, First, Middle) | and the same | Name of Joint Deb | tor (Spouse) (Last, First, | | |
| All Other Names used by the Debtor in the last 8 years | 1 wanel. | <u>}-</u> 4 | | , | |
| (include married, maiden, and trade names): | | (include married, m | sed by the Joint Debtor in naiden, and trade names): | the last 8 years | |
| Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITI) (if more than one, state all): | N)/Complete EIN | Last four digits of S (if more than one, s | Soc. Sec. or Individual-Tatate all): | axpayer I.D. (ITIN)/Complete EIN | |
| Street Address of Debtor (No. and Street, City, and State): | | Street Address of Jo | oint Debtor (No. and Stre | et City and State): | |
| 119 E. 1115# 2R | 40670 | y | (a ma out | or, only, and state). | |
| County of Residence or of the Principal Place of Business: | ZIP CODE 6000 | 0 | | ZIP CODE | |
| | C004 | County of Residence | e or of the Principal Place | e of Business: | |
| Mailing Address of Debtor (if different from street address): | | Mailing Address of | Joint Debtor (if different | from street address): | |
| | | | | | |
| Location of Principal Assets of D. | ZIP CODE | | | ZIP CODE | |
| Location of Principal Assets of Business Debtor (if different f | rom street address above |): | | | |
| Type of Debtor (Form of Organization) | Nature o | f Business | Chapter of Bar | ZIP CODE nkruptcy Code Under Which | |
| (Check one box.) | (Check one box.) | | the Petition | is Filed (Check one box.) | |
| Individual (includes Joint Debtors) | Health Care Bu Single Asset Re | siness cal Estate as defined in | Chapter 7 Chapter 9 | ☐ Chapter 15 Petition for | |
| See Exhibit D on page 2 of this form. Corporation (includes LLC and LLP) | 11 U.S.C. § 101 Railroad | (51B) | ☐ 9/hapter 11 | Recognition of a Foreign Main Proceeding | |
| Partnership Other (If debtor is not one of the above entities, check | Stockbroker | | Chapter 12 Chapter 13 | Chapter 15 Petition for Recognition of a Foreign | |
| this box and state type of entity below.) | Clearing Bank | ker | · | Nonmain Proceeding | |
| Chapter 15 Debtors Caustry of debtor's courter of Debts Country of debtor's courter of Debts | | | | | |
| Country of debtor's center of main interests: | (Check box, | if applicable.) | / (0 | Check one box.) | |
| Each country in which a foreign proceeding by, regarding, or | Debtor is a tax-e under title 26 of | exempt organization | Debts are primarily debts, defined in 1 | l U.S.C. primarily | |
| against debtor is pending: | Code (the Interna | al Revenue Code). | § 101(8) as "incurn individual primaril | ed by an business debts. y for a | |
| | | | personal, family, or household purpose. | г | |
| Chapter 11 Debtors | | | | | |
| Full Filing Fee attached. Check one box: Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). | | | | | |
| Filing Fee to be paid in installments (applicable to individuals only). Must attach | | | | | |
| unable to pay fee except in installments. Rule 1006(b). S | ce Official Form 3A. | Check if: ☐ Debtor's aggreg | ate noncontingent liquida | ated debts (excluding debts owed to | |
| Filing Fee waiver requested (applicable to chapter 7 indiv | iduals only). Must | misiders of alting | ates) are less than \$2,490 every three years thereaft | .925 (amount subject to adjustment | |
| attach signed application for the court's consideration. Se | e Official Form 3B. | Check all applicable | | | |
| | | A plan is being f | iled with this petition. | | |
| Statistical/Administrative Information | | of creditors, in a | ccordance with 11 U.S.C. | | |
| Debtor estimates that funds will be available for dietr | ibution to una | ν. | | THIS SPACE IS FOR COURT CSE ONLY | |
| Debtor estimates that, after any exempt property is ex distribution to unsecured creditors. | cluded and administrative | mors. /c expenses paid, there w | ill be no funds available | COURT CRE ONLY NORTHERN I NAR | |
| Estimated Number of Creditors | | | <u> </u> | | |
| 1-49 50-99 100-199 200-999 1,000- | 5,001- |] | □ 11 50,001- | | |
| 5,000 | , ,, | 5,000 50,000 | | 000 00 SER | |
| Estimated Assets | | | <u> </u> | TES BANKRUPT DISTRICT OF | |
| \$0 to \$50,001 to \$100,001 to \$500,001 \$1,000,00 \$50,000 \$100,000 \$500,000 to \$1 to \$10 | 01 \$10,000,001 \$5 | 0,000,001 \$100,000,0 | | 元 57 吊を円 Nore than E G | |
| million million | 1441 | \$100 to \$500 illion million | to \$1 billion 🛭 💲 | Jore than Hebillion Hebillion R. COURT | |
| Estimated Liabilities | | | | S SEE | |
| \$0 to \$50,001 to \$100,001 to \$500,001 \$1,000,00 \$50,000 \$100,000 \$500,000 to \$1 to \$10 | 01 \$10,000,001 \$5 | 0,000,001 \$100,000,0 | 7 0,000,001 141 | fore than | |
| million million | | \$100 to \$500 llion million | to \$1 billion \$1 | l billion | |

| B1 (Official Form | Case 15-09186 Doc 1 Filed 03/16/15 | Entered 03/16/15 10:56:56 | Desc Main Page 2 | |
|--|---|--|--------------------------|--|
| Voluntary Petit (This page must | tion Document be completed and filed in every case.) | Page 2 not 12(0): | | |
| Location | All Prior Bankruptcy Cases Filed Within Last 8 | | et.) | |
| Where Filed: | | Case Number: | Date Filed: | |
| Location Where Filed: | | Case Number: | Date Filed: | |
| | Pending Bankruptcy Case Filed by any Spouse, Partner, or Af | filiate of this Debtor (If more than one, attach a | Additional sheet.) | |
| Name of Debtor | | Case Number: | Date Filed: | |
| District: | | Relationship: | Judge: | |
| 10Q) with the Si | Exhibit A ed if debtor is required to file periodic reports (e.g., forms 10K and ecurities and Exchange Commission pursuant to Section 13 or 15(d) Exchange Act of 1934 and is requesting relief under chapter 11.) | Exhibit B (To be completed if debtor is an individual whose debts are primarily consumer debts.) 1, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter. I further certify that I have delivered to the debtor the notice required | | |
| ☐ Exhibit A | is attached and made a part of this petition. | by 11 U.S.C. § 342(b). | | |
| | | X Signature of Attorney for Debtor(s) | Date) | |
| Exhibit C Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? Yes, and Exhibit C is attached and made a part of this petition. No. | | | | |
| Exhibit D (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) Exhibit D, completed and signed by the debtor, is attached and made a part of this petition. If this is a joint petition: Exhibit D, also completed and signed by the joint debtor, is attached and made a part of this petition. | | | | |
| Information Regarding the Debtor - Venue | | | | |
| Ŋ | (Check any applicable box.) Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. | | | |
| | There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District. | | | |
| Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District. | | | | |
| Certification by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes.) | | | | |
| | Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.) | | | |
| (Name of landlord that obtained judgment) | | | | |
| | , | (Address of landlord) | | |
| | Debtor claims that under applicable nonbankruptcy law, there are ci- entire monetary default that gave rise to the judgment for possession | rcumstances under which the debtor would be p a, after the judgment for possession was entered, | ermitted to cure the and | |
| | | | | |
| | Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(l)). | | | |

| BI (Official Form ©@S@)15-09186 Doc 1 Filed 03/16 Voluntary Petition Docume | | Entered 03/16/15 10:56:56 Desc Main Page 3 | | |
|---|-------------------------------|--|--|--|
| (This page must be completed and filed in every case.) | | · mgoores of to stay. | | |
| C'() CD ! | Signati | ires | | |
| Signature(s) of Debtor(s) (Individual/Joint) | | Signature of a Foreign Representative | | |
| I declare under penalty of perjury that the information provided in this petition and correct. [If petitioner is an individual whose debts are primarily consumer debts a chosen to file under chapter 7] I am aware that I may proceed under chapter 7, or 13 of title 11, United States Code, understand the relief available under each chapter, and choose to proceed under chapter 7. [If no attorney represents me and no bankruptcy petition preparer signs the petitiave obtained and read the notice required by 11 U.S.C. § 342(b). I request relief in accordance with the chapter of title 11, United States specified in this petition. | nd has 11, 12 th such tion] I | and correct, that I am the foreign representative of a debtor in a foreign proceeding and that I am authorized to file this petition. (Check only one box.) I request relief in accordance with chapter 15 of title 11, United States Code. Certified copies of the documents required by 11 U.S.C. § 1515 are attached. | | |
| X James T. Franklin Signature of Debtor | | (Signature of Foreign Representative) | | |
| X Signature of Joint Debtor (773) 367-7855 Telephone Number (if porcepresented by attorney) Date | | (Printed Name of Foreign Representative) Date | | |
| Signature of Attorney* | | Signature of Non-Attorney Bankruptcy Petition Preparer | | |
| Signature of Attorney for Debtor(s) Printed Name of Attorney for Debtor(s) Firm Name Address | d p n g fi | declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as efined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have rovided the debtor with a copy of this document and the notices and information equired under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or unidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum per for services chargeable by bankruptcy petition preparers, I have given the debtor of the maximum amount before preparing any document for filing for a debtor accepting any fee from the debtor, as required in that section. Official Form 19 is stached. | | |
| Telephone Number | | Printed Name and title, if any, of Bankruptcy Petition Preparer | | |
| Date *In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the informa in the schedules is incorrect. | tion | Social-Security number (If the bankruptcy petition preparer is not an individual, state the Social-Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.) | | |
| Signature of Debtor (Corporation/Partnership) | | | | |
| I declare under penalty of perjury that the information provided in this petition i and correct, and that I have been authorized to file this petition on behalf edebtor. | of the | Address | | |
| The debtor requests the relief in accordance with the chapter of title 11, United 5 Code, specified in this petition. | States | Signature | | |
| X Signature of Authorized Individual | | Date | | |
| Printed Name of Authorized Individual | Si pa | gnature of bankruptcy petition preparer or officer, principal, responsible person, or rtner whose Social-Security number is provided above. | | |
| Title of Authorized Individual Date | in | ames and Social-Security numbers of all other individuals who prepared or assisted preparing this document unless the bankruptcy petition preparer is not an lividual | | |

If more than one person prepared this document, attach additional sheets conforming

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both. 11 U.S.C. § 110; 18 U.S.C. § 156.

to the appropriate official form for each person.

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B 1D (Official Form 1, Exhibit D) (12/09)

UNITED STATES BANKRUPTCY COURT

| Inrevane I Franklin | Case No |
|---------------------|------------|
| Debtor | (if known) |

EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed.

- ☐ 1. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency.
- ☐ 2. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 14 days after your bankruptcy case is filed.

1. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the seven days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Summarize exigent circumstances here.]

I was out of town in the Hospital For my goot so I plan on taking the Class in a few days

If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing.

- ☐ 4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.]
 - ☐ Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.):
 - ☐ Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.);
 - ☐ Active military duty in a military combat zone.
- ☐ 5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h) does not apply in this district.

I certify under penalty of perjury that the information provided above is true and correct.

Signature of Debtor: Tonal I Frunklin

Date: 3 \ 16 \ 15

UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

| In Re: | | | |) | | |
|--------|------------------|---|---|---------|----------|----|
| | Debtor (s) Janel | I | Franklin |) | Case No. | |
| | () (), | | , | `)) | Chapter | 13 |
| | | | | ì | | |

List of Creditors

| Debartment of Agrance | |
|-----------------------|--|
| P.O BOX. 88298 | |
| TLE Traffix trakels | |
| ILL Traffix tackets | |
| 2005 E 95th street | |
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| Case 15-09186 Doc 1 Debtor/Joint Debtor's Name: | Filed 03/16/15 Document | Entered 03/16/15 10:56:56 Page 7 of 10 | Desc Main |
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B 201B (Form 20 B) (12/09) 5-09186

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UNITED STATES BANKRUPTCY COURT

| In re <u>Janel</u> I Franklish Debtor | Case No |
|--|---|
| | CE TO CONSUMER DEBTOR(S) HE BANKRUPTCY CODE |
| Certification of [Non-Attorn I, the [non-attorney] bankruptcy petition preparer signing attached notice, as required by § 342(b) of the Bankruptcy Code. | ey] Bankruptcy Petition Preparer the debtor's petition, hereby certify that I delivered to the debtor the |
| Printed name and title, if any, of Bankruptcy Petition Preparer Address: | Social Security number (If the bankruptcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person, or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.) |
| Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose Social Security number is provided above. | |
| | on of the Debtor read the attached notice, as required by § 342(b) of the Bankruptcy |
| Printed Name(s) of Debtor(s) | x Janl I Frunkly 3/16/15 Signature of Debtor Date |
| Case No. (if known) | X |
| | |

Instructions: Attach a copy of Form B 201A, Notice to Consumer Debtor(s) Under § 342(b) of the Bankruptcy Code.

Use this form to certify that the debtor has received the notice required by 11 U.S.C. § 342(b) only if the certification has NOT been made on the Voluntary Petition, Official Form B1. Exhibit B on page 2 of Form B1 contains a certification by the debtor's attorney that the attorney has given the notice to the debtor. The Declarations made by debtors and bankruptcy petition preparers on page 3 of Form B1 also include this certification.

UNITED STATES BANKRUPTCY COURT

NOTICE TO CONSUMER DEBTOR(S) UNDER §342(b) OF THE BANKRUPTCY CODE

In accordance with § 342(b) of the Bankruptcy Code, this notice to individuals with primarily consumer debts: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case.

You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

Notices from the bankruptcy court are sent to the mailing address you list on your bankruptcy petition. In order to ensure that you receive information about events concerning your case, Bankruptcy Rule 4002 requires that you notify the court of any changes in your address. If you are filing a **joint case** (a single bankruptcy case for two individuals married to each other), and each spouse lists the same mailing address on the bankruptcy petition, you and your spouse will generally receive a single copy of each notice mailed from the bankruptcy court in a jointly-addressed envelope, unless you file a statement with the court requesting that each spouse receive a separate copy of all notices.

1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days <a href="https://doi.org/10.2006/journal.org/10.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses. Each debtor in a joint case must complete the course.

2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

Chapter 7: Liquidation (\$245 filing fee, \$75 administrative fee, \$15 trustee surcharge: Total fee \$335)
Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, the United States trustee (or bankruptcy administrator), the trustee, or creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.

Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.

The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny

your discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.

Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not discharged.

<u>Chapter 13</u>: Repayment of All or Part of the Debts of an Individual with Regular Income (\$235 filing fee, \$75 administrative fee: Total fee \$310)

Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.

Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.

After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

Chapter 11: Reorganization (\$1,167 filing fee, \$550 administrative fee: Total fee \$1,717)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

Chapter 12: Family Farmer or Fisherman (\$200 filling fee, \$75 administrative fee: Total fee \$275)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm or commercial fishing operation.

3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

WARNING: Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court. The documents and the deadlines for filing them are listed on Form B200, which is posted at http://www.uscourts.gov/bkforms/bankruptcy_forms.html#procedure.